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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

UNITED STATES OF AMERICA,  
Plaintiff,  
v.  
ANTHONY RAY JACINTO,  
Defendant.

No. CR-12-0099 YGR

STIPULATED REQUEST TO CONTINUE  
HEARING DATE TO JUNE 7, 2012 AND  
TO EXCLUDE TIME UNDER THE  
SPEEDY TRIAL ACT AND ORDER

Date: May 3, 2012  
Time: 2:00 p.m.  
Court: Hon. Yvonne Gonzalez  
Rogers

The above-captioned matter is set for before this Court for status on May 3, 2012. The parties request that the Court continue the hearing to June 7, 2012 and that the Court exclude time under the Speedy Trial Act between May 3, 2012 and June 7, 2012.

Defendant was arraigned on a two-count indictment charging him with violations of 18 U.S.C. § 922(g)(1) for being a felon in possession of ammunition (Count One) and for being a felon in possession of a firearm and ammunition (Count Two). The charges arise from Defendant's alleged conduct on two separate days. To date, the United States has produced discovery and the parties have begun plea discussions. During the parties' discussions, the United States agreed to provide additional discovery at the defense counsel's request, but needs

STIP. REQ. AND [PROPOSED] ORDER TO CONTINUE  
HEARING TO JUNE 7, 2012 AND TO EXCLUDE TIME  
No. CR-12-0099 YGR

1 more time to do so. Moreover, defense counsel requires additional time to investigate the case,  
2 to review discovery, and to further confer with the Defendant. Accordingly, although the parties  
3 anticipate that the case will resolve pursuant to a negotiated disposition, both sides need more  
4 time to develop the case.

5 On that basis, the parties jointly request that the Court continue the hearing to June 7,  
6 2012 and that the Court exclude time under the Speedy Trial Act between May 3, 2012 and June  
7 7, 2012. The parties agree that the extension is not sought for delay. The parties further agree  
8 the ends of justice served by granting the continuance outweigh the best interests of the public  
9 and the defendant in a speedy trial. Therefore, the parties further stipulate and request that the  
10 Court exclude time between May 3, 2012 and June 7, 2012 under the Speedy Trial Act for  
11 effective preparation of defense counsel and pursuant to 18 U.S.C. §§ 3161(h)(7)(A) and (B)(iv).  
12

13 DATED: May 1, 2012  
14

15 /s/  
16 WADE M. RHYNE  
Assistant United States Attorney

15 /s/  
ANGELA HANSEN  
Counsel for Defendant

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8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 OAKLAND DIVISION

11 UNITED STATES OF AMERICA, ) No. CR-12-0099 YGR  
12 Plaintiff, )  
13 v. ) ~~[PROPOSED]~~ ORDER GRANTING  
14 ANTHONY RAY JACINTO, ) STIPULATED REQUEST TO CONTINUE  
15 Defendant. ) HEARING DATE TO JUNE 7, 2012 AND  
16 ) TO EXCLUDE TIME UNDER THE  
17 ) SPEEDY TRIAL ACT  
Date: May 3, 2012  
Time: 2:00 p.m.  
Court: Hon. Yvonne Gonzalez  
Rogers

18 The above-captioned matter is set for before this Court for status on May 3, 2012. The  
19 parties have jointly request that the Court continue the hearing to June 7, 2012 and that the Court  
20 exclude time under the Speedy Trial Act between May 3, 2012 and June 7, 2012.

21 Defendant was arraigned on a two-count indictment charging him with violations of 18  
22 U.S.C. § 922(g)(1) for being a felon in possession of ammunition (Count One) and for being a  
23 felon in possession of a firearm and ammunition (Count Two). To date, the United States has  
24 produced discovery and the parties have begun plea discussions. During the parties' discussions,  
25 the United States agreed to provide additional discovery at the defense counsel's request, but  
26 needs more time to do so. Moreover, defense counsel requires additional time to investigate the  
27 case, to review discovery, and to further confer with the Defendant. Accordingly, although the  
28

1 parties anticipate that the case will resolve pursuant to a negotiated disposition, both sides need  
2 more time to develop the case.

3 The parties agreed that the extension is not sought for delay. The parties further agreed  
4 the ends of justice served by granting the continuance outweigh the best interests of the public  
5 and the defendant in a speedy trial.

6 For these stated reasons, the Court finds that the ends of justice served by granting the  
7 continuance outweigh the best interests of the public and the defendant in a speedy trial. Good  
8 cause appearing therefor, and pursuant to 18 U.S.C. §§ 3161(h)(7)(A) and (B)(iv),

9 **IT IS HEREBY ORDERED** that the hearing in this matter is continued from May 3,  
10 2012 to June 7, 2012 at 2:00 p.m. before this Court, and that time between May 3, 2012 and June  
11 7, 2012 is excluded under the Speedy Trial Act to allow for the effective preparation of defense  
12 counsel, taking into account the exercise of due diligence.

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15 DATED: May 2, 2012

  
HON. YVONNE GONZALEZ ROGERS  
United States District Court Judge